

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION CORPORATION, v. BERNARD L. MADOFF INVESTMENT SECURITIES LLC, Defendant.	Adv. Pro. No. 08-01789 (SMB) SIPA Liquidation (Substantively Consolidated)
In re: BERNARD L. MADOFF, Debtor.	Adv. Pro. No. 10-05286 (SMB)

**STIPULATION AND ORDER MODIFYING BRIEFING SCHEDULE ON THE
TRUSTEE'S MOTION FOR SUMMARY JUDGMENT**

The plaintiff, Irving H. Picard, trustee (“Trustee”) for the substantively consolidated liquidation of Bernard L. Madoff Investment Securities LLC (“BLMIS”) and the estate of Bernard L. Madoff, individually (“Madoff”), and defendant Legacy Capital Ltd. (“Legacy Capital”), by and through their respective, undersigned counsel (collectively, the “Parties”), state as follows:

WHEREAS, on December 21, 2018, the Trustee moved for summary judgment (the “Motion”) on Count One of the Trustee’s amended complaint in this adversary proceeding (ECF No. 190); and

WHEREAS, the Parties previously conferred to prepare an agreed-upon briefing schedule relating to the Motion, which was approved by this Court on January 9, 2019; and

WHEREAS, due to a scheduling conflict that arose after approval of the original agreed-upon briefing schedule, the Parties wish to modify the briefing schedule relating to the Motion.

NOW, THEREFORE, the Parties agree and stipulate to the following:

1. Legacy Capital shall file and serve its opposition to the Motion on or before **March 1, 2019**.
2. The Trustee shall file and serve his reply papers on or before **March 22, 2019**.
3. The previously scheduled hearing date of **April 3, 2019 at 10:00 a.m.** remains the same.

Dated: New York, New York
January 16, 2019

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Attorneys for Defendant Legacy Capital Ltd.

SO ORDERED this **16th** day of **January**, 2019.

/s/ STUART M. BERNSTEIN
HONORABLE STUART M. BERNSTEIN
UNITED STATES BANKRUPTCY JUDGE